SKADDEN, ARPS, SLATE, MEAGHER & FLOM LLP

1440 NEW YORK AVENUE, N.W. WASHINGTON, D.C. 20005-2111

TEL: (202) 371-7000 FAX: (202) 393-5760 www.skadden.com

March 12, 2010

FIRM/AFFILIATE OFFICES BOSTON CHICAGO HOUSTON LOS ANGELES **NEW YORK** PALO ALTO SAN FRANCISCO WILMINGTON BEIJING BRUSSELS FRANKFURT HONG KONG LONDON MOSCOW MUNICH PARIS SÃO PAULO SHANGHAI SINGAPORE SYDNEY

TOKYO

TORONTO VIENNA

Marlene H. Dortch Secretary Federal Communications Commission 445 12th Street, S.W. Washington, D.C. 20554

RE:

Notice of Ex Parte Communication

GN Docket No. 09-51

Dear Ms. Dortch:

On March 11, 2010, the undersigned of this Firm and Mary Rasenberger, on behalf of the Motion Picture Association of America, Inc. ("MPAA"), held a telephone conference with Zachary Katz, Deputy Chief, Office of Strategic Planning and Policy Analysis, to discuss matters relating to the importance of content protection as part of the National Broadband Plan.

In particular, I reiterated the points made in MPAA's comments filed as part of this proceeding on October 30, 2009. I explained that intellectual property theft and piracy are an acute and growing problem with respect to content distributed online. I urged that the draft Broadband Plan recognize the importance of protecting intellectual property online and that the Plan include balanced recommendations with respect to the use of copyright material for educational purposes balancing the public benefits with the rights of the copyright holders.

This letter is being submitted electronically in the above-referenced docket, which has been granted permit-but-disclose status, pursuant to Section 1.1206(b) of

Marlene H. Dortch March 12, 2010 Page 2

the Commission's Rules. Should you have any questions concerning this submission, kindly contact the undersigned.

Very truly yours,

Antoinette Cook Bush Counsel to MPAA

cc: Zachary Katz